

ARIZONA RACING COMMISSION

SPECIAL TELEPHONIC MEETING

TUESDAY, OCTOBER 21, 2014

MINUTES OF SPECIAL TELEPHONIC MEETING

A Special Telephonic public meeting of the Arizona Racing Commission was convened on Tuesday, October 21, 2014, beginning at 10:03 a.m. in the Department's Conference Room, Suite 260, at 1110 West Washington Street, Phoenix, Arizona 85007.

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| Present: | Chair | Erin Owens |
| | Vice-Chair | Jay McClintock |
| | Commissioner | Rory S. Goreé |
| | Commissioner | Thomas Lawless |

Absent: **Commissioner** **William Feldmeier**

Also present: Director William J. Walsh and Acting Commission Secretary Cassie Goodwin.

A. Call to Order

Chair Owens called the Special Telephonic Meeting of the Arizona Racing Commission to order at 10:03 a.m. The following matters were discussed, considered and decided at the meeting:

B. New Business

1. Rillito Racing Inc. Request to Approve Live Race Dates for 2015, Consideration of Temporary Permit

(See attached Listing for Dates)

Director Walsh stated that Rillito Racing, Inc. has submitted a new application for commercial racing for calendar year 2015. The Department has completed the Administrative Review portion of the application process and has submitted the application to Veriti for the Substantive Review process. The Department hopes to be able to report back to the Commission in time for the January meeting barring any unforeseen complications. This is for a temporary permit only and, in this instance, the Commission would approve the racing days. Once this is done, the Department has the authority to approve the simulcast dates. The Department has seen no problems with the application up to this point. Jaye Wells has been asked to set aside a sum of money in a separate to guarantee purses for the first few weeks and that has been done. Based on the current review, it appears this operation will be a successful one. They have put in place very solid personnel to operate and the Department recommends the approval of the temporary application for racing dates, which are listed in the attachment. **Chair Owens** asked if 20 days was the normal number of racing days as it seems Rillito was going to be running longer this year than they have historically. **Director Walsh** advised in the past Rillito has run for 16 days. Four of those days were county fair days and the balance as commercial racing days. Rillito believes it can run the additional days and be successful. **Chair Owens** asked if they dark days were the simulcasting days. **Director Walsh** confirmed this and also advised once the temporary permit is approved then Rillito must get their contracts in place to operate on those days. **Chair Owens** asked if the final application will be ready prior to the first dark day on January 10, 2015, or the first live racing day of February 7, 2015. **Director Walsh** is hoping to have it on the agenda for the January 8, 2015 Commission meeting.

Vice Chair McClintock moved to grant Rillito Racing Inc. a temporary permit and approve the listed live racing dates in 2015 as attached. **Commissioner Goreé** seconded the motion. Motion Carried.

2. Request by Turf Paradise Race Course for Approval of the Following Off Track Betting Facility:

The Mine Shaft, 3905 S 4th Avenue, Yuma, Arizona 85365

Director Walsh stated that the Department has reviewed the application Turf Paradise Race Course submitted for the Mine Shaft in Yuma, Arizona. Everything is in place. Wendy Jack went to Yuma and conducted an inspection of the facility. He knows where this is located and believes it will be successful. He recommends its approval. **Chair Owens** asked if there was another facility located in Yuma. **Director**

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Walsh indicated the Commission just approved another one at a prior meeting. They decided to move into two new places. He asked Dave Johnson to address the Commission. **Dave Johnson, Vice President of Turf Paradise Race Course**, stated that location that was approved at the last meeting is in the county and is further up into an area referred to as "The Hills". The two locations are approximately 12 miles apart. The Mine Shaft is across the street from where the old dog track used to be. They are in almost two completely different areas and he's confident both will be successful. **Vice Chair McClintock** moved to approve The Mine Shaft as an Off Track Betting Facility in Yuma. **Commissioner Lawless** seconded the motion. Motion Carried.

C. Commission Reports

1. **Director Walsh** responded to a concern brought up at the last meeting stating that the Commission has to approve all ADW permits, including the track and various ADWs. This will require a Notice of Hearing to be filed 15 days prior to the meeting for all who apply since they are permits. The Commission approved the rules for ADW on the 9th; the rule package was submitted to the Secretary of State's office and took effect on October 10, 2014. The Department had to perfect the ADW application, which was completed by Deputy Directory Joyce Cozby last week. It has been forwarded to Vince Francia at Turf Paradise who has then passed it on to various potential ADW applicants. It's not a lengthy application but it does ask for necessary information. He was uncertain when they will get the application back to the Department and until such time the Department can't be certain as to what date it can be submitted to the Commission. At the present, there are no actionable items set for the November 12, 2014 Agenda. **Director Walsh** would like to have the option to cancel and/or re-schedule the November meeting to a later date in the month to allow for ADW applications to arrive and the Notice of Hearing to be posted. Fifteen days prior to November 12 is less than a week from this meeting. He has serious doubts that the information will be back to the Department and allow for the necessary review. **Chair Owens** said she didn't have a problem with re-scheduling the November 12 meeting. Neither Commissioners McClintock nor Lawless have a problem with re-scheduling the November 12 meeting. Director Walsh will let the Commissioners know of a more definitive date when he has an idea how many applications arrive and where they are in the process. We'll leave it open just in case.
2. No additional matters were recommended for future agendas.

The next regular Commission meeting will be held **Wednesday, November 12, 2014, at 10:00 a.m.** in Building Conference Room Suite 250, at 1110 West Washington Street, Phoenix, Arizona 85007.


Adjournment:

Chair Owens called for a Motion to Adjourn. **Commissioner Lawless** moved to adjourn the meeting. **Vice Chair McClintock** seconded the motion. Motion Carried.

The special telephonic public meeting adjourned at 10:39 AM.

Dated this 15th day of December, 2014

Arizona Racing Commission

By 
Cassie Goodwin, Commission Secretary